

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

_____)	
TIMOTHY PIGFORD, <u>et al.</u> ,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 97-1978 (PLF)
)	
DAN GLICKMAN, Secretary,)	
United States Department of Agriculture,)	
)	
Defendant.)	
_____)	
CECIL BREWINGTON, <u>et al.</u> ,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 98-1693 (PLF)
)	
DAN GLICKMAN, Secretary,)	
United States Department of Agriculture,)	
)	
Defendant.)	
_____)	

ORDER

The Court has before it (1) plaintiffs' motion regarding claims filed by 1,131 claimants, for which it set a hearing for June 5, 2000, and (2) plaintiffs' motion requesting that two other categories of claimants (consisting of groups of 1,143 and 940 claimants) be considered by the Court at the June 5 hearing.

After receiving telephone calls from class counsel and defendant's counsel indicating that the parties were likely to reach an agreement with respect to all three groups of claimants and that a

hearing no longer would be needed, the Court stayed briefing on both motions. On June 2, the last business day before the scheduled hearing, the parties called to inform the Court that a compromise had not yet been reached, that it likely would not be reached before the scheduled hearing, and that briefing on the two motions could not be completed before the hearing. Upon consideration of the foregoing and representations made by class counsel and defendant's counsel in several phone calls to chambers, it is hereby

ORDERED that the June 5, 2000, hearing on plaintiffs' motion regarding claims filed by 1,131 claimants (and potentially on plaintiffs' motion regarding claims filed by groups of 1,143 and 940 plaintiffs) is CANCELED *nunc pro tunc*; it is

FURTHER ORDERED that the hearing is now scheduled for June 9, 2000, at 2:00 p.m.; it is

FURTHER ORDERED that defendant shall file and hand-deliver a copy to Chambers and to class counsel a consolidated response to both of plaintiffs' motions by 1:00 p.m. on June 8, 2000; plaintiffs' reply, if any, shall be filed and hand-delivered to Chambers and defendant's counsel by 10:00 a.m. on June 9, 2000; and it is

FURTHER ORDERED that if the parties reach an agreement regarding plaintiffs' motions that obviates the need for the hearing, a joint motion or stipulation shall be filed to such effect at least 24 hours before the scheduled hearing.

SO ORDERED.

PAUL L. FRIEDMAN
United States District Judge

DATE:

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